

PATENT

Attorney Docket No. WMUS-5636 DIV 4 (2360-0030)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application of:

Gordon H. Epstein

Serial No.: 10/072,509

Filed: February 5, 2002

Art Unit: 3763

Examiner: Thanh, LoAn H.

For: METHOD OF APPLYING  
COMPOSITION TO A SURFACE

**CERTIFICATE OF FACSIMILE UNDER 37 CFR 1.6**

Date of Transmission April 12, 2006

I hereby certify that this correspondence is being facsimile transmitted on the date indicated above to the U.S. Patent & Trademark Office to Examiner LoAn H. Thanh, facsimile number (571) 273-4966.

NAME Renée C. Barthel

SIGNATURE 

Commissioner for Patents  
Alexandria, VA 22313-1450

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2. Copy of Transmittal Form PTO/SB/21 (1 sheet);
3. Copy of Fee Transmittal Form PTO/SB/17 (1 sheet);
4. Copy of Request for Continued Examination Form PTO/SB/30 (1 sheet);
5. Copy of Information Disclosure Statement (3 sheets);
6. Copy of PTO/SB/08A(4 sheets);
7. Copies of two (2) cited references DE 26 05 005 and U.S. 3,964,484;
8. Copy of Check No. 22273 for \$790.00
9. Copy of Certificate of Mailing (1 sheet);
10. Copy of Return Receipt Postcard;
11. Copy of Express Mail Label No. EV643274224US; and
12. Copy of stamped Return Receipt Postcard

Name: Renée C. Barthel

Signature: 

PATENT

Attorney Docket No. WMUS-5636 DIV 4 (2360-0030)

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NAME: Renée C. Barthel

SIGNATURE: 

**COVER LETTER ACCOMPANYING COPIES OF PREVIOUSLY  
SUBMITTED DOCUMENTS INCLUDING A REQUEST FOR CONTINUED  
EXAMINATION (RCE) AND INFORMATION DISCLOSURE STATEMENT (IDS)**

In response to an email request from Examiner LoAn Thanh of April 12, 2006, applicants hereby resubmit copies of previously submitted documents, including a RCE, an IDS and accompanying papers and fees. These documents were previously submitted to the USPTO on December 20, 2005, but apparently have not yet been entered or scanned into the USPTO records. Accordingly, at the request of Ms. Thanh, copies of such documents accompany this cover letter together with a copy of the stamped return receipt postcard indicating that such documents were received by the USPTO on December 20, 2005.

Respectfully submitted

Date: April 12, 2006

By: 

Renée C. Barthel, Esq.  
Registration No. 48,356  
Cook, Alex, McFarron, Manzo,  
200 West Adams St., Suite 2850  
Chicago, IL 60606  
Telephone: (312) 236-8500

Attorneys for Applicant

PATENT  
Attorney Docket No. WMUS-5636 DIV 4 (2360-0030)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Gordon H. Epstein

Serial No.: 10/072,509

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COMPOSITION TO A SURFACE

CERTIFICATE OF MAILING BY "EXPRESS  
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Date of Deposit December 20, 2005

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Alexandria VA 22313-1450

NAME Renée C. Barthel

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P.O. Box 1450  
Alexandria, VA 22313-1450

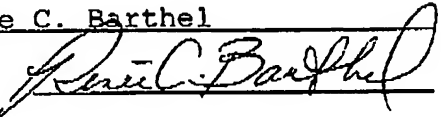
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1. Transmittal Form PTO/SB/21 (1 sheet);
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3. Request for Continued Examination Form PTO/SB/30 (1  
sheet);
4. Information Disclosure Statement (in duplicate - 3  
sheets);
5. PTO/SB/08A (4 sheets);
6. Copies of two (2) cited references DE 26 05 005 and  
U.S. 3,964,484;
7. Check No. 22273 for \$790.00
8. Certificate of Mailing (1 sheet); and
9. Return Receipt Postcard.

Name: Renée C. Barthel

Signature: 

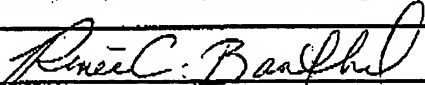
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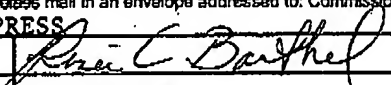
PTO/SB/21 (09-04)  
Approved for use through 07/31/2006, OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<h1>TRANSMITTAL FORM</h1> <p>(to be used for all correspondence after initial filing)</p>	Application Number	10/072,509
	Filing Date	2/5/2002
	First Named Inventor	Gordon H. Epstein
	Art Unit	3763
	Examiner Name	LoAn H. Thanh
Total Number of Pages in This Submission	Attorney Docket Number	WMUS-5636 DIV 4 (2360-0030)

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): - Request for RCE - Certificate of Express Mailing - Return Receipt Postcard
Remarks <div style="text-align: right;">By Express Mail Label No. EV643274224US</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	Cook, Alex, McFarron, Manzo, Cummings & Mehler, Ltd.	
Signature		
Printed name	Renee C. Barthel	
Date	December 20, 2005	Reg. No. 48,356

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage <del>or first class</del> mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: <b>EXPRESS</b>		
Signature		
Typed or printed name	Renee C. Barthel	Date December 20, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).		<b>Complete if Known</b>	
<b>FEE TRANSMITTAL for FY 2005</b>		Application Number	10/072,509
		Filing Date	2/5/2002
		First Named Inventor	Gordon H. Epstein
		Examiner Name	LoAn H. Thanh
		Art Unit	3763
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Attorney Docket No.	WMUS-5636 DIV 4 (2360-0030)
<b>TOTAL AMOUNT OF PAYMENT (\$)</b>		<b>\$790.00</b>	

**METHOD OF PAYMENT (check all that apply)**

☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_

☐ Deposit Deposit Account Number: 50-1039 Deposit Account Name: Cook, Alex, McFarren et al.

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**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES**

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180
Multiple Dependent Claims		
Total Claims	Extra Claims	Fee (\$)
- 20 or HP =	x	\$50.00
HP = highest number of total claims paid for, if greater than 20.		
Indep. Claims	Extra Claims	Fee (\$)
- 3 or HP =	x	\$200.00
HP = highest number of independent claims paid for, if greater than 3.		

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listing under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

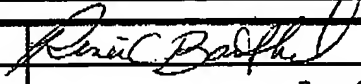
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**4. OTHER FEE(S)**

Non-English specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Request for Continued Examination Fee

\$790.00

<b>SUBMITTED BY</b>			
Signature		Registration No. (Attorney/Agent)	48,356
Name (Print/Type)	Renee C. Barthel	Telephone	(312) 236-8500
		Date	12/20/2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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## ENCLOSURES:

- ( ) Application \_\_\_\_\_
- ( ) Specification \_\_\_\_\_ pages
- ( ) Claims \_\_\_\_\_ pages
- ( ) Abstract \_\_\_\_\_ page(s)
- ( ) Drawing Sheets no. \_\_\_\_\_ (F) \_\_\_\_\_ (INF)
- ( ) Transmittal Letter PTC/SB/21
- ( ) Check \$ 790.00 No: 22273
- ( ) Declaration/Oath
- ( ) Assignment and Cover Sheet
- ( ) Information Disclosure Statement
- ( ) Response/Amendment
- ( ) Extension of Time (In Duplicate)
- ( ) Small Entity Status
- ( ) Copy of Priority Document
- ( ) Request for Continued Examination
- ( ) Certificate of Mailing
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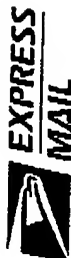
RE: APPLICATION

ATTY/SEC: GWM/RCB:eoFile no: WMUS-5636 DIV 4Applicant: Gordon H. Epstein (Rayler) (2360-0030)S.N.: 10672509 Filing Date: 2/5/2002

Title: Method of Applying  
Composition to a Surface



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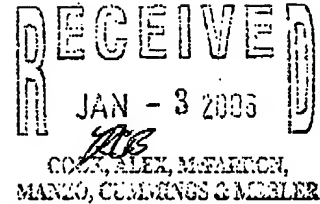
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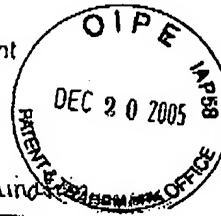
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## ENCLOSURES:

- ( ) Application \_\_\_\_\_
- ( ) Specification \_\_\_\_\_ pages
- ( ) Claims \_\_\_\_\_ pages
- ( ) Abstract \_\_\_\_\_ page(s)
- ( ) Drawing Sheets no. \_\_\_\_\_ (F) \_\_\_\_\_ (INF) \_\_\_\_\_
- ( ) Transmittal Letter Pro/SG/21
- ( ) Check \$ 190.00 No: 22273
- ( ) Declaration/Oath
- ( ) Assignment and Cover Sheet
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- ( ) Extension of Time (In Duplicate)
- ( ) Small Entity Status
- ( ) Copy of Priority Document
- ( ) Request for Continued Examination
- ( ) Certificate of Mailing
- ( ) Return Receipt Postcard



RE: APPLICATION ATTY/SEC: GWM/RCB:eo  
File no: WMUS-5636 Div 4  
Applicant: Gordon H. Epstein (Baxter) (2360-0030)  
S.N.: 101072509 Filing Date: 2/5/2002  
Title: Method of Applying  
Composition to a Surface  
Due date: \_\_\_\_\_ Date Sent: 12-20-2005

Baxter	
CASE	<u>2360-0030</u>
ATTY.	<u>RCB</u>
DUE DATE	..... DKT. BY <input checked="" type="checkbox"/>
CALL UP	..... DKT. BY
RESP. SENT	..... DKT. BY
REVIEWED BY ATTY	..... DATE
OK TO FILE	..... DATE